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BOX AF

**RESPONSE UNDER 37 CFR 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP 3749**

Docket No.: 1747.1001 (formerly 1609.1001)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

Hitoshi IWASAKA et al.

Serial No. 09/930,159

Group Art Unit: 3749

Confirmation No. 1497

Filed: August 16, 2001

Examiner: RINEHART, KENNETH

For: NON-CONTACTING CONVEYANCE EQUIPMENT

AMENDMENT UNDER 37 C.F.R 116

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Attention: **BOX AF**

Sir:

This is in response to the Office Action mailed June 28, 2004, and having a period for response set to expire on September 28, 2004.

The following amendments and remarks are respectfully submitted. Reconsideration of the claims is respectfully requested.

Entry of these Rule 116 amendments is requested because the amendments were not earlier presented because the Applicants believed in good faith that the cited prior art did not disclose the present invention as previously claimed.

09/29/2004 CCHAU1 00000062 09930159

01 FC:1201

258.00 OP



AF/3749
JEW P

S&H Form: (10/03)

REPLY/AMENDMENT FEE TRANSMITTAL

Attorney Docket No. 1747.1001 (formerly 1609.1001)
Application Number 09/930,159
Filing Date August 16, 2001
First Named Inventor Hitoshi IWASAKA et al.
Group Art Unit 3749

AMOUNT ENCLOSED \$258.00 Examiner Name RINEHART, KENNETH

FEE CALCULATION (fees effective 10/01/03)

CLAIMS AS AMENDED	Claims Remaining After Amendment	Highest Number Previously Paid For	Number Extra	Rate	Calculations
TOTAL CLAIMS	32	- 35 =	0	X \$ 18.00 =	\$ 0.00
INDEPENDENT CLAIMS	11	- 8 =	3	X \$ 86.00 =	258.00

Since an Official Action set an original due date of September 28, 2004, petition is hereby made for an extension to cover the date this reply is filed for which the requisite fee is enclosed (1 month (\$110); 2 months (\$420); 3 months (\$950); 4 months

If Notice of Appeal is enclosed, add (\$330.00)

If Statutory Disclaimer under Rule 20(d) is enclosed, add fee (\$110.00)

Information Disclosure Statement (Rule 1.17(p)) (\$180.00)

Total of above Calculations = \$ 258.00

Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27 & 1.28)

TOTAL FEES DUE = \$ 258.00

(1) If entry (1) is less than entry (2), entry (3) is "0".

(2) If entry (2) is less than 20, change entry (2) to "20".

(4) If entry (4) is less than entry (5), entry (6) is "0".

(5) If entry (5) is less than 3, change entry (5) to "3".

METHOD OF PAYMENT

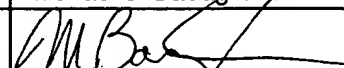
- ☒ Check enclosed as payment.
☐ Charge "TOTAL FEES DUE" to the Deposit Account No. below.
☐ No payment is enclosed and no charges to the Deposit Account are authorized at this time (unless specifically required to obtain a filing date).

GENERAL AUTHORIZATION

- ☒ If the above-noted "AMOUNT ENCLOSED" is not correct, the Commissioner is hereby authorized to credit any overpayment or charge any additional fees necessary to:
Deposit Account No. 19-3935
Deposit Account Name STAAS & HALSEY LLP
- ☒ The Commissioner is also authorized to credit any overpayments or charge any additional fees required under 37 CFR 1.16 (filing fees) or 37 CFR 1.17 (processing fees) during the prosecution of this application, including any related application(s) claiming benefit hereof pursuant to 35 USC § 120 (e.g., continuations/divisionals/CIPs under 37 CFR 1.53(b) and/or continuations/divisionals/CPAs under 37 CFR 1.53(d)) to maintain pendency hereof or of any such related application.

SUBMITTED BY: STAAS & HALSEY LLP

Typed Name Michael J. Badagliacca Reg. No. 39,099

Signature  Date 9-28-04

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